



Charles D. Baker  
Governor

Karyn E. Polito  
Lieutenant Governor

# *The Commonwealth of Massachusetts*

## *Department of Public Safety*

*One Ashburton Place, Room 1301*

*Boston, Massachusetts 02108-1618*

*Phone (617) 727-3200*

*Fax (617) 727-5732*

*TTY (617) 727-0019*

*www.mass.gov/dps*

Daniel Bennett  
Secretary

Matt Carlin  
Commissioner

### Minutes

**Board of Elevator Regulations**

**One Ashburton Place, 21<sup>st</sup> Floor**

**January 19, 2016 - 1:00PM**

#### Board Members Present:

Stephen Sampson, Chairman  
David Gaudet, Building Owners  
Tom Riley, Engineering  
David Morgan, Elevator Mechanic  
John O'Donoghue, Dept. Fire Services

#### Guests Present:

Mike Coughlin (ThyssenKrupp Elevator)  
David Thibodeau (Keystone Elevator)  
Larry Ciolfi (Hirsch Construction)  
David Modica (Modica Associates)  
David Lucey (Embree Elevator)  
Ethan J. Clough (DPS)

#### Board Members Absent:

Michael Nicoloro, City of Cambridge  
Harold McGonagle, City of Boston  
Cheri Davis, Elevator Manufacturing

1. The Board voted on making Stephen Sampson, Chief Elevator Inspector, as the new Chairman of the Board of Elevator Regulations. **Vote: 5-0; Granted**
2. The Board of Elevator Regulations ("Board") tabled the Meeting Minutes from December 15, 2015. The Board postponed review of the Meeting Minutes from January 7, 2016. A motion was put forth by David Gaudet to table these minutes. The motion was seconded by Tom Riley. **Vote: 5-0; Granted**

#### The Board discussed the following:

3. **29 Newbury Street – Boston, MA**  
**ASME A17.1-1996 § 2000.1(f). (1-W-15433)**  
**Owner: Akris**  
**Petitioner: Larry Ciolfi**

The petitioners came before the Board requesting a variance from ASME A17.1-1996 § 2000.1(f). The disconnect on the proposed wheelchair lift was not visible from the actual unit. The Board reviewed pictures and architectural drawings of the unit. A motion was put forth by David Morgan to grant the variance from ASME A17.1-1996 § 2000.1(f) with a requirement to install three signs that read "Disconnect Located on Storage Room Door": (1) Sign on the unit (2) Sign on Storage Room Door (3) Sign in the hall.

**Motion by:** Dave Morgan

**Seconded by:** Tom Riley

**Vote:** 5-0; Granted

**4. 8 Garrison Street - Boston**

**524 CMR 17.30 (1-P-4082) (1-P-4083)**

**Owner:** First Realty Management Corp

**Petitioner:** Bob Macnamara

The petitioner came before the Board seeking relief from an Inspector's Report dated November 23, 2015. The Inspector cited "Top of Car Guide Rails" and stated that the counterweight rails non-compliant because they are wooden. The petitioner provided the Board with pictures and drawings of the unit. The units have a 2-hour fire rating in the hoistway and on the hoistway doors. The Board discussed whether the units falls under Chapter 288 of the Acts of 1962. A motion was put forth by John O'Donoghue to place this petition on hold while the Board investigates the counterweight wooden rails. The motion was seconded by David Morgan

**Motion by:** John O'Donoghue

**Seconded by:** David Morgan

**Vote:** 5-0; Placed on Hold

**5. 695 Atlantic Avenue – Boston, MA**

**ASME A17.1-1996 2000.7a**

**Owner:** Boston Sports Club

**Petitioner:** David Thibodeau

The petitioners came before the Board requesting a variance to exceed the vertical travel height on a wheelchair lift. The petitioner stated that they are replacing an existing lift with a travel height of 13-feet. The Board reviewed the architectural drawings. A motion was put forth by David Gaudet to grant the variance to allow 13-feet of vertical travel. The motion was seconded by Thomas Riley.

**Motion by:** David Gaudet

**Seconded by:** Thomas Riley

**Vote:** 5-0, Granted

**6. 767, 769, 771, 773 Heath Street – Brookline, MA**

**(46-R-713) (46-R-714) (46-R-715) (46-R-716)**

**Petitioner:** Nathan Wilson

The petitioners came before the Board seeking relief from an Inspector's Report dated June 8, 2015. The Inspector cited 524 CMR 35.00 (10)(c) - "No Vent Top of Elevator – Bottom Floor Door is Next to a Parking Garage". The petitioner is requesting a variance from 524 CMR 35.00 § 5.3.1.2 "When the hoistway is enclosed and the elevator services a garage or penetrates any fire separated floors, the hoistway must be ventilated to the atmosphere not less than one percent of the area of the hoistway with a minimum of one square foot". The petitioner provided pictures for the Board. The landing space in front of the entrance is separated from the parking area by a fire rated door. The Board had questions on whether the elevator has fire rated floors, walls, and ceilings. Also, the Board had questions on the sprinkler system and if the elevator doors were self-closing. A motion was put forth by Tom Riley to place this petition on hold while the petitioners contacted the Architect of Record.

**Motion by:** Tom Riley

**Seconded by:** David Morgan

**Vote:** 5-0, Placed on Hold

**7. Code Review**

The Board postponed the Code Review until the next meeting.

**Exhibit List:**

Exhibit 1: Meeting Minutes from December 15, 2015

Exhibit 2: Variance Petition – 29 Newbury Street – Boston, MA

Exhibit 3: Variance Petition – 8 Garrison Street – Boston, MA

Exhibit 4: Variance Petition – 695 Atlantic Avenue – Boston, MA

Exhibit 5: Variance Petition – 767, 769, 771, 773 Heath Street – Brookline, MA

Motion to Adjourn by David Gaudet, seconded by Cheri Davis. Hearing concluded at 4:00 p.m.

Prepared by: Ethan J. Clough